

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 11/2000)		ATTORNEY DOCKET NUMBER 5470-37
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/517,083
INTERNATIONAL APPLICATION NO. PCT/US2003/19626	INTERNATIONAL FILING DATE June 20, 2003	PRIORITY DATE CLAIMED June 21, 2002
TITLE OF INVENTION <i>IMPROVED ALPHAVIRUS VECTORS HAVING ATTENUATED VIRION STRUCTURAL PROTEINS</i>		
APPLICANT(S) FOR DO/EO/US Davis et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4) <input type="checkbox"/> Amendments to the claims of the International Application Under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report Under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
Items 11 to 21 below concern document(s) or information included:		
<ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 16. <input type="checkbox"/> A substitute specification. 17. <input type="checkbox"/> A change of power of attorney and/or address letter. 18. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 19. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 20. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4) 21. <input checked="" type="checkbox"/> Other items or information: Petition and Fee for Extension of Time; and Copy of Notification of Missing Requirements 		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/517,083	INTERNATIONAL APPLICATION NO. PCT/US 03/19626	ATTORNEY DOCKET NO. 5470-371																										
<p>21. The following fees are submitted:</p> <table> <tr> <td>(a) Basic national fee... (due for all applications)</td> <td>\$300.00</td> <td rowspan="2">CALCULATIONS</td> </tr> <tr> <td>(b) Search Fee paid to USPTO as ISA and all claims satisfied provisions of PCT Article 33(1)-(4)</td> <td>\$0</td> </tr> <tr> <td>Examination Fee</td> <td>\$0</td> <td></td> </tr> <tr> <td>(c) Search Fee paid to USPTO as ISA but all claims did not satisfy provisions of PCT Article 33 (1)-(4)</td> <td>\$100.00</td> <td></td> </tr> <tr> <td>Examination Fee</td> <td>\$200.00</td> <td></td> </tr> <tr> <td>(d) ISR not prepared by USPTO as ISA but provided or previously communicated to the USPTO by the IB Search Fee</td> <td>\$400.00</td> <td></td> </tr> <tr> <td>Examination Fee</td> <td>\$200.00</td> <td></td> </tr> <tr> <td>(e) All other applications: Search fee</td> <td>\$500.00</td> <td></td> </tr> <tr> <td>Examination fee</td> <td>\$200.00</td> <td></td> </tr> </table> <p style="text-align: right;">TOTAL OF ABOVE CALCULATIONS = \$</p> <p><input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</p>			(a) Basic national fee... (due for all applications)	\$300.00	CALCULATIONS	(b) Search Fee paid to USPTO as ISA and all claims satisfied provisions of PCT Article 33(1)-(4)	\$0	Examination Fee	\$0		(c) Search Fee paid to USPTO as ISA but all claims did not satisfy provisions of PCT Article 33 (1)-(4)	\$100.00		Examination Fee	\$200.00		(d) ISR not prepared by USPTO as ISA but provided or previously communicated to the USPTO by the IB Search Fee	\$400.00		Examination Fee	\$200.00		(e) All other applications: Search fee	\$500.00		Examination fee	\$200.00	
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Examination fee	\$200.00																											
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																									
-100+	-/50+		X \$250.00	\$																								
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130.00																								
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE																								
Total claims		- 20 =		x \$ 50.00																								
Independent Claims		- 3 =		x \$200.00																								
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$																								
TOTAL OF ABOVE CALCULATIONS =				\$																								
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2				\$																								
SUBTOTAL =				\$																								
Other: Fee for Extension of Time (4 months)				\$1,020.00																								
TOTAL NATIONAL FEE =				\$																								
Fee for Recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$																								
TOTAL FEES ENCLOSED =				\$1,150.00																								
10/04/2005 ATRAN1 00000134 10517083 02 FC:1617 :30.00 DP				Amount to be refunded: \$ charged: \$																								
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$1,150.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 50-0220 in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0220. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																												
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Myers Bigel Sibley & Sajovec, P.A. P. O. Box 37428 Raleigh, North Carolina 27627 Telephone: (919) 854-1400 Facsimile: (919) 854-1401 Customer No. 20792</p> <p><i>Karen Magri</i> Karen A. Magri Reg. No. 41,965 Date: <i>Sept. 29, 2005</i></p> <p>CERTIFICATE OF EXPRESS MAILING Express Mail Label No. EV 675791905 US Date of Deposit :September 29, 2005 I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p><i>Tracy Wallace</i> Tracy Wallace</p>																												

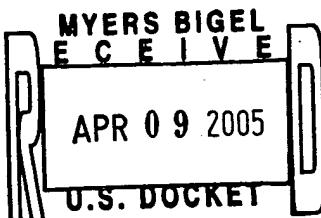
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/517,083	Davis	5470-371
INTERNATIONAL APPLICATION NO.		
PCT/US03/19626		
I.A. FILING DATE		PRIORITY DATE
06/20/2003		
CONFIRMATION NO. 8732		
371 FORMALITIES LETTER		
 *OC000000015645197*		



Date Mailed: 04/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/06/2004
- Copy of the International Search Report filed on 12/06/2004
- Preliminary Amendments filed on 12/06/2004
- Information Disclosure Statements filed on 12/06/2004
- Copy of references cited in ISR filed on 12/06/2004
- U.S. Basic National Fees filed on 12/06/2004

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The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART.1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/517,083	PCT/US03/19626	5470-371

FORM PCT/DO/EO/905 (371 Formalities Notice)